

REMARKS

The office action of June 21, 2006, has been carefully considered.

It is noted that the application is objected to for not containing an Abstract of the Disclosure on a separate sheet, and section headings.

Claims 1-8 are rejected under 35 U.S.C. 112, second paragraph.

Claims 1-5, 7 and 8 are rejected under 35 U.S.C. 102(b) over DE 932,237 to Valtl.

Claim 6 is rejected under 35 U.S.C. 103(a) over Valtl.

In connection with the Examiner's objections to the application, applicant has attached hereto an Abstract of the Disclosure on a separate sheet and has amended the specification to include section headings and delete reference to claim numbers.

In view of these considerations it is respectfully submitted

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that the objections to the application are overcome and should be withdrawn.

In view of the Examiner's rejections of the claims, applicant has canceled claim 4 and amended claims 1, 2 and 5-7.

It is respectfully submitted that the claims now on file particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has amended the claims to address the instances of indefiniteness pointed out by the Examiner.

In view of these considerations it is respectfully submitted that the rejection of claims 1-8 under 35 U.S.C. 112, second paragraph is overcome and should be withdrawn.

It is respectfully submitted that the claims presently on file differ essentially and in an unobvious, highly advantageous manner from the constructions disclosed in the reference.

Turning now to the reference, it can be seen that Valtl discloses a self-sealing tube closure in which a conical plug that is pushed by a spring against a conical closing cap. For

dispensing the overpressure in the storage chamber presses the plug down against the spring force, whereby the outlet opening of the closing cap is freed. A subsequent pressure release of the storage chamber through the sealing plug is not discussed. The reference does not disclose a construction of a container closure in which downward axial arching of the annular disk is limited by several stop ridges, and upward axial movement of the sealing plug is limited by at least one stop ridge, wherein the sealing plug is supported on a spring element, and the sealing plug is pressed from below against the stop ridges and against the annular disk by this spring element, as in the presently claimed invention.

In view of these considerations it is respectfully submitted that the rejection of claims 1-5, 7 and 8 under 35 U.S.C. 102(b) and the rejection of claim 6 under 35 U.S.C. 103(a) over the above-discussed reference are overcome and should be withdrawn.

Reconsideration and allowance of the present application are respectfully requested.

Any additional fees or charges required at this time in connection with this application may be charged to Patent and

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Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,

By 

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on September 21, 2006.

By: 
Friedrich Kueffner

Date: September 21, 2006